

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

6994 Dawson Blvd, LLC, Individually  
and on Behalf of a Class of Similarly  
Situated Persons,

Plaintiff,

vs.

Civil Action No. 1:21-cv-3625-SDG

Oppenheimer & Co., Inc., James Wallace  
Woods, Michael J. Mooney, Britt  
Wright, William V. Conn, Jr., Conn &  
Co. Tax Practice, LLC, Conn &  
Company Consulting, LLC, and  
Kathleen Lloyd,

Defendants.

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**MOTION OF DEFENDANT OPPENHEIMER & CO. INC.  
TO DISMISS**

For the reasons stated in the accompanying memorandum, Oppenheimer & Co. Inc. respectfully moves the Court to dismiss Plaintiff's Complaint with prejudice under Federal Rules of Civil Procedure 12(b)(6) and 9(b).

Respectfully submitted this 22nd day of November, 2021.

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*Counsel for Defendant Oppenheimer & Co., Inc.*

**CERTIFICATE OF COMPLIANCE**

I certify that the foregoing has been prepared in accordance with Local Rule 5.1, including preparation in Times New Roman 14-point font, one of the font and point selections approved by the Court in Local Rule 5.1(C).

This 22nd day of November, 2021.

/s/ Frank M. Lowrey IV  
Frank M. Lowrey  
Georgia Bar No. 410310

**CERTIFICATE OF SERVICE**

I certify that I caused a true and correct copy of the foregoing to be filed with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all parties to this matter via electronic notification or otherwise.

This 22nd day of November, 2021.

/s/ Frank M. Lowrey IV  
Frank M. Lowrey  
Georgia Bar No. 410310